

State Of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of State Parks
Honolulu, Hawaii
November 14, 2008

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

SUBJECT: Request for a Special Use Permit from the Federation of American Natives to Hold the Fourth Annual Hilo Inter-Tribal PowWow on Portions of Wailoa River State Recreation Area, Hilo, Hawaii

The Federation of American Natives is requesting the use of a portion of the Wailoa River State Recreation Area (Event Site) to hold the Fourth Annual Hilo Inter-Tribal PowWow (Event) on May 22, 23, 24, and 25, 2009 (Exhibit A).

As explained in their request, "This event will be a multi-faceted, Native American celebration and education program which fosters an understanding and connection with the community through Native American music, dance and storytelling in a family oriented, drug and alcohol free environment."

The schedule for the Event is as follows:

- Friday, May 22, 2009, will be the set up for the vendor spaces, food concessions, tent, teepee, etc.
- Saturday, Sunday and Monday, May 23, 24 and 25, 2008, activities will include traditional dancing, storytelling, educational displays and cultural demonstration. There will be concessions selling food and Native American and Hawaiian artisans selling their crafts. Final clean up and break down of the tent and teepee will be done at the conclusion of Monday's activities.

The proposed Event will provide a valuable opportunity for our Big Island residents to learn about and appreciate the culture and history of Native Americans.

The Hawaii District received several complaints following the Second Annual Hilo Inter-Tribal PowWow. The deficiencies were communicated to the organizers and no problems occurred during the Third Annual Event.

A copy of the submittal was sent to the Office of Hawaiian Affairs. By letter dated September 15, 2008 (Exhibit B), OHA stated that they have reviewed the project and have no comments at this time.

RECOMMENDATION:

That the Board approve the issuance of a Special Use Permit to the Federation of American Natives to hold the Fourth Annual Hilo Inter-Tribal PowWow (Event) on a portion of the Wailoa River State Recreation Area (Event Site) in accordance with the representations above-mentioned and subject to the following conditions whereby the Permittee shall:

1. be allowed to operate food concession booths, vendor sales booths, accept donations and/or operate sales booths of Event-related merchandise for the duration of the Special User Permit, provided, the sale of alcoholic beverages is prohibited;
2. be responsible for daily clean up of the Event Site and spillover areas during the permit period and for the final clean up at the conclusion of the Event to the satisfaction of the department. The clean up shall include the disposal at an authorized sanitary landfill of all waste and rubbish generated during the Event;
3. provide supplies (i.e.- toilet paper, soap, etc.) in the restrooms, as needed, and clean restrooms during the hours of the Event as well as monitor the cleanliness of the restrooms on an hourly basis;
4. provide and hire security which shall include at least one (1) DLNR Conservation and Resources Enforcement Officer (CREO). Such DLNR CREO shall begin work at least one hour prior to the Event's opening, shall be present at the Event Site during all hours of operation up to one hour after the closing of the Event. Other security personnel may include special duty Hawaii County Police Officer(s) and/or other uniformed security personnel, etc.;
5. direct parking and traffic flow and provide and set up traffic cones and barricades as may be required;
6. obtain all necessary County of Hawaii and State of Hawaii permits;
7. provide their own electricity. Use of power lines is permitted if the hookup is under the supervision of a licensed electrical contractor and the power is separately metered for billing to the Permittee or in lieu of such hookup, pay fee of \$100 per day to the Division of State Parks for electricity usage. The Permittee shall be responsible for

any damages incurred during the event and/or for services and repairs required during the event (i.e. - blown circuits, tripping of circuits, fire, etc.). Use of water, except for dust control, is permitted if not excessive.

8. be liable for repairs, replacement and/or payment for any damage incurred at the Event Site during the period of this permit;
9. provide security against serving and consumption of alcoholic beverages and use of illegal drugs;
10. waive any and all claims they may have against the State of Hawaii and its respective officers, agents and employees, and agrees to defend, hold harmless and indemnify the State of Hawaii and its respective officers, agents and employees from any suits, actions and claims arising out of and in any way connected with the activities permitted under the permit;
11. procure and maintain, at its own cost and expense, in full force and effect throughout the term of this Special Use permit, commercial general liability insurance, in an amount of at least \$1,000,000.00 for each occurrence and \$2,000,000.00 aggregate, with an insurance company or companies licensed to do business in the State of Hawaii. The policy or policies of insurance shall name the State of Hawaii as an additional insured. The insurance shall cover the entire Event Site, including all grounds and all roadways or sidewalks on or adjacent to the Event Site in the use or control of the Permittee;
12. operate food concession booths in compliance with all applicable State Department of Health rules and regulations and the Fire Code of the County of Hawaii;
13. schedule two inspections with a State Parks representative; the first, during the week prior to the start of the Event and the second, upon completion of the break down and clean up of the Event Site. Permit conditions will be reviewed during the first scheduled inspection;
14. not obstruct or unreasonably interfere with the general public in their normal use of the Wailoa River State Recreation Area;
15. have only uniformed security personnel at the Event Site overnight;
16. pay a rental fee of \$100 per day for the Pre-Event set up, the Event and the Post-Event break down and clean up;

17. comply with any other conditions that may be imposed by the Department, the Board of Land and Natural Resources, the Chairperson and/or rule revisions adopted prior to the commencement of the Event.

Respectfully submitted,



Daniel S. Quinn
State Parks Administrator

APPROVED FOR SUBMITTAL:



LAURA H. THLEN, Chairperson

09-192

FEDERATION OF AMERICAN NATIVES

P.O.B. 344 MOUNTAIN VIEW, HI 96771

June 5, 2008

2008 JUN -6 P 4:40
DIV OF STATE PARKS
HILO, HI

State of Hawaii
Department of Land and Natural Resources
Division of State Parks
Post Office Box 936
Hilo, Hawaii 97721-0936

Attention: Mr. Glenn Y. Taguchi
Hawaii Parks District Superintendent

RE: Permits H66408-H66410,
H66432-H66433

Dear Mr. Taguchi;

We are requesting a special use permit from the Department of Land and Natural Resources to hold the Fourth Annual Hilo Inter-Tribal PowWow at Wailoa River State Recreation Area May 23rd, 24th, and 25th, 2009.

This event will be a multi-faceted, Native American celebration and education program which fosters an understanding and connection with the community through Native American music, dance and storytelling in a family oriented, drug and alcohol free environment.

We would like to set up nine 20x20 tents on the lawn in front of pavilion 2-A&B to accommodate the dancing and performances. We would also like to erect several teepees on the lawn adjacent to this pavilion.

Commercial activities will consist of food and tee shirt sales by our organization and the sale of hand crafts by Native American and Hawaiian artisans.

We will provide and maintain recycling bins and trash cans. We will maintain the restrooms on an hourly basis during the event and will provide the supplies. We will also bring in four portable toilets.

Twenty-four hour security during the event will be provided by the Ali'i's of Hawai'i Motorcycle Club, Big Island Chapter. They will provide security against serving and consumption of alcoholic beverages and use of illegal drugs. The Ali'i's will also direct parking and traffic flow and set up traffic cones and barricades as may be required. Only uniformed security will be at the Event Site overnight.

We will also hire a DLNR Conservation and Resources Enforcement Officer to be on site from one hour prior to the event's opening to one hour after the closing of the event each day.

We will obtain all necessary County of Hawaii and State of Hawaii permits.

EXHIBIT A

6-10-08
A

96408

Food concessions will be in compliance with all applicable State Department of Health rules and regulations and the Fire Code of the County of Hawaii.

We will obtain and maintain commercial general liability insurance in an amount of a least \$500,000.00 for each occurrence and \$2,000,000.00 aggregate with an insurance company licensed to do business in the State of Hawaii. The policy shall name the State of Hawaii as an additional insured. The insurance shall cover the entire Event Site, including all grounds and all roadways or sidewalks on or adjacent to the Event Site in our use or control.

We shall provide our own electricity or pay a fee of \$100 to the Division of State Parks for electricity usage.

The schedule for the event is as follows:

Friday May 22 nd ,	Set up of tent, teepees and concessions from 9:00am to 8:00pm. Not open to the public.
Saturday May 23 rd	Event open to the public from 9:00am to 6:00pm
Sunday May 24 th	Event open to the public from 9:00am to 6:00pm
Monday May 25 th	Event open to the public from 9:00am to 4:00pm

Taking down of teepees and tent, final clean up will be done at the conclusion of the event.

This event will provide a valuable opportunity for Big Island residents to learn about and appreciate Native American culture. It is a free family oriented, drug and alcohol event where everyone is welcome.

We value your support of this event and hope that the Board of Land and Natural Resources will grant the issuance of a Special Use Permit in a timely manner. If you have any questions please call me at 968-6688 or 557-8607.

Sincerely,


Liz De Roche
Coordinator

09-301

PHONE (808) 594-1888

FAX (808) 594-1865



RECEIVED

2008 SEP 24 P 3:13

STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS
711 KAPI'OLANI BOULEVARD, SUITE 500
HONOLULU, HAWAII 96813

HRD08/3460B

September 15, 2008

Glenn Y. Taguchi, Superintendent
Hawai'i Parks District
Division of State Parks
Department of Land and Natural Resources
P.O. Box 936
Hilo, HI 96721-0936

RE: Request for comments on the proposed Special Use Permit for Hilo Inter-Tribal PowWow, Wailoa River State Recreation Area, Hilo, Hawai'i.

Aloha e Glenn Y. Taguchi,

The Office of Hawaiian Affairs (OHA) is in receipt of the above-mentioned letter dated September 4, 2008. The Federation of American Natives requests to use a portion of the Wailoa River State Recreation Area to hold the Fourth Annual Hilo Inter-Tribal PowWow May 22-25, 2009.

OHA has reviewed the project and has no comments and this time.

Thank you for the opportunity to comment. If you have further questions, please contact Sterling Wong by phone at (808) 594-0248 or e-mail him at sterlingw@oha.org.

'O wau iho nō me ka 'oia'i'o,

A handwritten signature in black ink, appearing to read "Clyde W. Nāmu'o".

Clyde W. Nāmu'o
Administrator

C: OHA Hilo CRC Office

EXHIBIT B